IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.31822 of 2008
VIKKY KUMAR SHARMA, son of Raja Ram Sharma, resident of Village- Kalibag, Badai Tola, Bettiah, P.S. Bettiah Town, District- West Champaran ……. Petitioner
Versus
THE STATE OF BIHAR ……. Opp.Party
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4. 20/10/2008 Heard learned counsel for the petitioner and learned counsel for the State.

Case is under sections 307, 353, 393 of the Indian Penal Code and section 27 of the Arms Act. It is stated that the petitioner along with others demanded mobile phone and cash from the police personnels, who were on patrolling duty and when they identified them, they tried to flee away. Petitioner also fired from his pistol and was apprehended for which a separate case has been instituted in which petitioner has been granted bail.

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Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case. Petitioner is in custody since 30.3.2008 and there is no criminal antecedent against him.

In view of the fact that this is the first offence of the petitioner, this application is allowed. Let petitioner be

enlarged on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Bettiah (West Champaran) in Bettiah Town P.S.Case No.87 of 2008.

Pradeep/ **(J. N. Singh, J.)**

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